Exhibit 6

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IN THE UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

_____

RICHARD KADREY, et   al.,   )

)

Individual and Representative   )   Lead Case No.

Plaintiffs,   )

)   3:23-cv-03417-VC

    v.   )

)

Meta Platforms, Inc.,   )

)

Defendant.   )

_____)

** H I G H L Y   C O N F I D E N T I A L **

30(b)(1) VIDEOTAPED DEPOSITION OF

MICHAEL PATRICK CLARK

Denver, Colorado

Wednesday, November 13, 2024

Reported stenographically by:

Michelle Kirkpatrick, RDR-CRR-CRC-CRI, FCRR

_____

DIGITAL EVIDENCE GROUP

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1	Q Who provided it as a set?	13:45
2	A Either the National Health Service or	13:45
3	National Institute of Health. I don't remember	13:45
4	which one it is, but I remember -- it was one of	13:45
5	those two that provide -- PubMed is a source of	13:45
6	these articles.	13:45
7	Q And did Meta pay for that access?	13:46
8	A No. It's -- those are freely available.	13:46
9	Q Now, with respect to LibGen, do you	13:46
10	understand that phrase to -- I'm sorry, that dataset	13:46
11	to include copyrighted materials?	13:46
12	A Yes, that is my understanding.	13:46
13	Q And do you know where LibGen comes from,	13:46
14	geographically speaking?	13:46
15	MS. HARTNETT: Object to the form.	13:46
16	A LibGen, or Library Genesis, is a publicly	13:46
17	contributed torrent that includes -- that doesn't --	13:46
18	like, the -- LibGen doesn't live anywhere	13:46
19	geographically.	13:46
20	BY MR. STEIN:	13:46
21	Q Do you know if it was created by an	13:46
22	individual or a group?	13:46

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 1      A    I actually don't.                              13:46

 2      Q    Okay.  And you said "torrent."  What's a       13:46

 3   torrent?                                               13:46

 4      A    A torrent is a way of storing data and         13:46

 5   sharing data in a distributed fashion across the       13:46

 6   internet.                                              13:47

 7      Q    What's the purpose of using a torrent as       13:47

 8   opposed to another method of sharing?                  13:47

 9          MS. HARTNETT:  Objection to the form.           13:47

10      A    A purpose of using torrent is -- it's cost     13:47

11   effective.  It is self-healing, so if one piece of     13:47

12   it goes down, pieces of the whole thing are            13:47

13   distributed all over.                                  13:47

14          It's why -- it's the same reason that           13:47

15   Microsoft or Linux distributions share big builds or   13:47

16   the original, like, base distribution via torrent:     13:47

17   It's more cost effective, people can get access to     13:47

18   it; and if people near you have that, it downloads     13:47

19   faster than if it were coming centrally.               13:47

20          And so it's a way of sharing and storing        13:47

21   data broadly across the internet.                      13:47

22   BY MR. STEIN:                                          13:47
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 1      Q    And with respect to LibGen, would you --       13:47

 2   using your own phrasing of "pirated or stolen          13:48

 3   material," do you understand LibGen to contain         13:48

 4   pirated or stolen material?                            13:48

 5           MS. HARTNETT:  Objection to the form.          13:48

 6      A    The example that I had mentioned before,       13:48

 7   where the engineers showed me they had found an        13:48

 8   example that it was pirated and a title and a          13:48

 9   language I can't remember, was from LibGen.            13:48

10           And so that answer would be yes.              13:48

11   BY MR. STEIN:                                          13:48

12      Q    And with respect to the dataset overall,       13:48

13   not just that specific example, is the answer also     13:48

14   yes, that it would -- that you understood it to        13:48

15   contain pirated and stolen material?                   13:48

16           MS. HARTNETT:  Objection to the form.          13:48

17      A    That question's -- could you ask that a        13:48

18   little clearer?                                         13:48

19           Or -- I will answer that the whole set --      13:48

20   I don't think there's any way to know that that        13:48

21   is -- what I mentioned is I'm aware of one file that    13:49

22   was self-identified as pirated or stolen; and the      13:49
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